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July 23, 2008

The Honorable Joseph J. Farnan, Jr.  
U.S. District Court for the District of  
Delaware  
J. Caleb Boggs Federal Building  
844 N. King Street  
Room 4124  
Lockbox 27  
Wilmington, DE 19801

**RE: Nationwide a/s/o Sharkey v. Sears**  
**Civil No.: 07-153-JJF**  
Our File No.: 52666-0304591

Dear Judge Farnan:

Please allow this letter to advise your Honor that the parties in the above-captioned matter have agreed to settlement terms. The appropriate documents are currently being exchanged between the parties and I expect that in the near future, the matter can be removed from the Court's docket.

On behalf of all the parties, I wish to thank your Honor for your efforts to move this case forward to a mediation. The impending mediation date was the impetus for the settlement agreement. Because of the recent agreement between the parties, I respectfully request that the Mediation scheduled for Monday, July 28, 2008 be adjourned.

Thank you for your courtesies in this regard.

Very truly yours,

/s/ William R. Adams

William R. Adams

WRA